OLSON & HIERL, LTD.

20 NORTH WACKER DRIVE
36TH FLOOR
CHICAGO, ILLINOIS 60606
(312) 580-1180

FAX TRANSMITTAL SHEET

FAX NO. (312) 580-1189

Date: February 10, 2005 Send to No.: 571-273-0943

To: Examiner Sheridan Swope

Group Art Unit: 1652

U.S. PTO

From: Talivaldis Cepuritis (Reg. No. 20,818)

Re: Application No. 10/070,464

Filed: 07/18/2002

Applicant: Catherine Anne Abbott et al.

Attorney Docket No.: FCSB-100

Number of Pages: 9 (Does Not Include This Transmittal Sheet)

SPECIAL INSTRUCTIONS FOR THE RECEIVING PARTY ONLY:

Dear Examiner Swope,

In accordance with our yesterday's telephone conversation, transmitted herewith is the IDS and accompanying documents as filed on March 10, 2004.

Regards,

Pamela S. Zwier (Secretary to Talivaldis Cepuritis)

THE MESSAGE TRANSMITTED UNDER THIS COVER IS INTENDED FOR THE NAMED RECIPIENT ONLY, AND MAY CONTAIN BUSINESS CONFIDENTIAL INFORMATION, OR INFORMATION SUBJECT TO ATTORNEY-CLIENT PRIVILEGE OR ATTORNEY WORK PRODUCT IMMUNITY. IN THE EVENT THIS MESSAGE IS RECEIVED AT A LOCATION WHERE IT CANNOT BE CONVEYED TO THE NAMED RECIPIENT, KINDLY NOTIFY THE SENDER IMMEDIATELY BY TELEPHONE/FACSIMILE (IF LONG DISTANCE, PLEASE CALL COLLECT), AND RETURN THE RECEIVED MESSAGE TO US BY MAIL.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s):	Catherine Anne Abbott et al.)
Application No.	10/070,464)))) Notice of Allowance) Dated: 12/10/2003)
Filed:	July 18, 2002	
For:	DIPEPTIDYL PEPTIDASES	
Examiner:	Sheridan Swope))
Art Unit:	1652)) Attorney Docket No. <u>FCSB-100</u>

INFORMATION DISCLOSURE STATEMENT

Mail Stop Issue Fee Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Pursuant to 37 C.F.R. §1.97, documents that may be material to the examination of this application are listed on the attached Form PTO-1449. The enclosed documents are those cited in a corresponding European Patent Application not more than three months prior to the filing date of this Information Disclosure Statement.

No inference should be drawn that the attached list represents a comprehensive investigation, or that any disclosure in the listed documents is equivalent to the subject invention.

The cited documents disclose numerous specific features. There has been no attempt to enumerate each and every feature disclosed by each document, however. The Examiner is requested to review these documents and to determine the extent of the materiality of the document disclosures, if any, with respect to the present invention.

The discussion of any art and the citation of any document herein is not to be construed as an admission that the art or document disclosure is necessarily within the invention field of endeavor, that the art or document disclosure is necessarily prior in time to a particular date which may be relevant to the instant patent application, and/or that the art or

Application No. 10/070,464 - - - - 2

document disclosure is otherwise necessarily prior art as defined by the patent law with respect to the instant invention and application.

Also, there is reserved the right to later set forth how the claimed invention is distinguished over the disclosure of any document or other art, including the disclosures of the art and documents recited herein, and that may be cited by the Examiner in rejecting a claim in the instant patent application.

The recitation herein of the art and documents is not to be construed as an assertion that more pertinent art could not possibly be in existence.

Respectfully submitted,

March 10, 2004

OLSON & HIERL, LTD. 20 North Wacker Drive 36th Floor Chicago, Illinois 60606 (312) 580-1180

*Examiner:

Sheet I of 1 Application No. U.S. Department of Commerce Attorney Docket No. (Rev. 5/92) 10/070,464 FCSB-100 Patent and Trademark Office Comparable to Form PTO-1449 Applicant Catherine Anne Abbott et al. INFORMATION DISCLOSURE CITATION Group Filing Date (Use several sheets if necessary) 1652 July 18, 2002 U.S. PATENT DOCUMENTS Filing Oate *Examiner If Appropriate Class Subclass Name Date Document Number Initial FOREIGN PATENT DOCUMENTS Translation No Class Subclass Document Number Country OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.) DATABASE EMBL 'Online! retrieved from EMBL Database accession no. AA417787; XP002266787 (Abstract) DATABASE EMBL 'Online! retrieved from EMBL Database accession no. AA278625; XP002266788 (Abstract) DATABASE EMBL 'Online! retrieved from EMBL Database accession no. AA496257; XP002266789 (Abstract) Date Considered Examiner

Initial if citation considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in

conformance and not considered. Include copy of this form with next communication to applicant.